

1 WRIGHT, FINLAY & ZAK, LLP  
2 Dana Jonathan Nitz, Esq.  
3 Nevada Bar No. 0050  
4 E. Daniel Kidd, Esq.  
5 Nevada Bar No. 10106  
6 7785 W. Sahara Ave, Suite 200  
7 Las Vegas, NV 89117  
8 (702) 475-7964; Fax: (702) 946-1345  
9 [dkidd@wrightlegal.net](mailto:dkidd@wrightlegal.net)

10 *Attorneys for Plaintiff, U.S. Bank N.A., as Trustee for the Certificateholders of Bear Stearns*  
11 *Asset-Backed Securities I Trust 2006-AC1, Asset-Backed Certificates, Series 2006-AC1*

12 **UNITED STATES DISTRICT COURT**  
13 **DISTRICT OF NEVADA**

14 U.S. BANK, N.A., NOT INDIVIDUALLY  
15 BUT SOLELY AS TRUSTEE FOR THE  
16 HOLDERS OF THE BEAR STEARNS ASSET  
17 BACKED SECURITIES I TRUST 2006-AC1,  
18 ASSET-BACKED CERTIFICATES, SERIES  
19 2006-AC1, a national association,

20 Plaintiff,

21 vs.

22 SFR INVESTMENTS POOL I, LLC, a  
23 Domestic Limited Liability Company,

24 Defendant.

25 SFR INVESTMENTS POOL I, LLC, a Nevada  
26 Limited Liability Company,

27 Counter/Cross-Claimant,

28 vs.

U.S. BANK N.A., NOT INDIVIDUALLY BUT  
SOLELY AS TRUSTEE FOR THE HOLDERS  
OF THE BEAR STEARNS ASSET BACKED  
SECURITIES I TRUST 2006-AC1, ASSET  
BACKED CERTIFICATES, SERIES 2006-  
AC1, a national association; MORTGAGE  
ELECTRONIC REGISTRATION SYSTEMS,  
INC., a Delaware Corporation, as nominee for  
UNIVERSAL AMERICAN MORTGAGE

Case No.: 2:15-cv-01527-JCM-CWH

**STIPULATION AND ORDER TO  
EXTEND DISPOSITIVE MOTION  
DEADLINE**

**[SECOND REQUEST]**

COMPANY, LLC, a Florida Limited Liability Company, its successors and assigns; and VICHEARITH KHUON, an individual,

Counter/Cross-Defendants.

COMES NOW, Plaintiff, U.S. Bank N.A., as Trustee for the Certificateholders of Bear Stearns Asset-Backed Securities I Trust 2006-AC1, Asset-Backed Certificates, Series 2006-AC1 ("U.S. Bank"), by and through its counsel of record, SFR Investments Pool 1, LLC, by and through its counsel of record, and Mortgage Electronic Registration Systems, by and through its counsel of record, hereby stipulates as follows:

**A. Discovery completed.**

The Parties have made disclosures of witnesses and documents pursuant to Fed. R. Civ. P. 26. The depositions of SFR Investment Pool 1, LLC, the HOA, and U.S. Bank have been conducted. The HOA and the HOA Trustee have produced documents pursuant to a subpoena duces tecum.

**B. Discovery that remains to be completed.**

The deposition of the HOA Trustee has been noticed for January 25, 2018.

**C. Reasons why the deadline was not satisfied.**

The deposition of the HOA Trustee has been re-noticed various times to accommodate the scheduling issues. The deposition is currently scheduled for January 25, 2018. The Court has already entered an order allowing the deposition of the HOA Trustee after the discovery deadline. See ECF No. 73. The current deadline for dispositive motions is set for January 22, 2018. Because the deposition of the HOA Trustee will not occur until January 25, 2018, it is necessary for an extension on the dispositive motion deadline. The parties hereby stipulate and agree that there is good cause for the extension and that the deadline be moved to February 5, 2018.

//

//

//

1           **D.    There is good cause to extend the discovery deadlines.**

2           LR 26-4 provides in pertinent part:

3           A motion or stipulation to extend any date set by the discovery plan, scheduling  
4           order, or other order must, in addition to satisfying the requirements of LR IA 6-1,  
5           be supported by a showing of good cause for the extension. A motion or  
6           stipulation to extend a deadline set forth in a discovery plan must be received by  
7           the court no later than 21 days before the expiration of the subject deadline. A  
8           request made within 21 days of the subject deadline must be supported by a  
9           showing of good cause. A request made after the expiration of the subject  
10          deadline will not be granted unless the movant also demonstrates that the failure  
11          to act was the result of excusable neglect.

12           Here, the instant Stipulation has been filed before the dispositive motion deadline, but  
13          within 21 days of said deadline. However, there is good cause to extend the deadline because the  
14          parties have had to re-notice the deposition of the HOA Trustee multiple times to accommodate  
15          scheduling issues, and the deposition is currently scheduled for January 25, 2018, which is after  
16          the dispositive motion deadline. Therefore, there is good cause to extend the dispositive motion  
17          deadline to February 5, 2018.

18           **E.    Proposed schedule for completing remaining discovery.**

19           The parties propose that the scheduling deadlines be modified as follows:

- 20           •   Dispositive motions: **February 5, 2018.**

21           **IT IS SO STIPULATED.**

22           Dated this 19<sup>th</sup> day of January, 2018

23           Dated this 19<sup>th</sup> day of January, 2018

24           WRIGHT, FINLAY & ZAK, LLP

25           KIM BILBERT EBRON

26           /s/ E. Daniel Kidd

27           /s/ Diana S. Ebron

28           \_\_\_\_\_  
Dana Jonathan Nitz, Esq.

Nevada Bar No. 0050

E. Daniel Kidd, Esq.

Nevada Bar No. 10106

7785 W. Sahara Ave, Suite 200

Las Vegas, NV 89117

*Attorneys for U.S. Bank N.A., as Trustee for  
the Certificateholders of Bear Stearns Asset-  
Backed Securities I Trust 2006-AC1, Asset-  
Backed Certificates, Series 2006-AC1*

\_\_\_\_\_  
Diana S. Ebron, Esq.

Nevada Bar No. 10580

Jacqueline A. Gilbert, Esq.

Nevada Bar No. 10593

7625 Dean Martin Drive, Suite 110

Las Vegas, NV 89139

*Attorneys for SFR Investment Pools 1, LLC*

1 Dated this 19<sup>th</sup> day of January, 2018

2 SNELL & WILMER L.L.P.

3 /s/ Wayne Klomp

4 \_\_\_\_\_  
5 Andrew M. Jacobs, Esq.  
6 Nevada Bar No. 12787  
7 Wayne Klomp, Esq.  
8 Nevada Bar No. 10109  
9 50 West Liberty Street, Suite 510  
10 Reno, Nevada 89501  
11 *Attorneys for Mortgage Electronic*  
12 *Registration Systems, Inc.*

13 **ORDER**

14 Based on the foregoing Stipulation, and good cause appearing thereof, the Court hereby  
15 orders that the dispositive motion deadline is extended to February 5, 2018.

16 **IT IS SO ORDERED.**

17   
18 \_\_\_\_\_  
19 **UNITED STATES MAGISTRATE JUDGE**

20 Dated January 23, 2018  
21 \_\_\_\_\_  
22  
23  
24  
25  
26  
27  
28